

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

JULY 12 PM 2:08

Approved as to Form and Legality

M. Mowden
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 83386 C.M.S.

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXERCISE THE OPTION TO RENEW GRANT AGREEMENTS BETWEEN THE CITY OF OAKLAND AND VARIOUS PUBLIC AND NON-PROFIT AGENCIES TO PROVIDE VIOLENCE PREVENTION PROGRAMS FOR AN ESTIMATED AMOUNT OF \$5,348,111 FOR FISCAL YEAR 2011-12

WHEREAS, City of Oakland voters passed Measure Y, the Violence Prevention and Public Safety Act of 2004, in November 2004, approving a series of taxes to support violence prevention objectives, programs and services to reduce violence among children, youth and young adults in Oakland; and

WHEREAS, the Measure Y program strategies were developed based on Measure Y legislation and principles affirmed by City Council; and

WHEREAS, the City Council approved grant agreements with various public and non-profit organizations in Fiscal Year 2009-10 to provide Measure Y violence prevention programs; and

WHEREAS, these grantee programs have been monitored in FY 2009-10 and 2010-11 by Department of Human Services staff and assessed as compliant with their grant agreement fund; and

WHEREAS, the Measure Y independent evaluator has provided program evaluation information for each grantee that indicates programs are targeting appropriate clients and showing positive outcomes; and

WHEREAS, the funding for these contracts is available in Measure Y Fund (2251), DHS Administration organization (78111), and DHS Measure Y Projects (G421151-52, G421154-57, G421159-61, G421165-66, G421169, G421172-75); and

WHEREAS, the City of Oakland, Community Economic and Development Agency, Community Development Block Grant \$42,000 allocation for FY 2011-12 to the City of Oakland, Department of Human Services is subgranted to Healthy Oakland Communities to conduct street outreach and case management in West Oakland; and

WHEREAS, the funding for this subgrant with Healthy Oakland Communities is available from HUD-CDBG Fund (2108), DHS Administration Organization (78111), Miscellaneous Contract Services Account (54919), West Oakland Street Outreach Project (G387310), and Fostering Safe & Healthy Communities Program(SC22); and

WHEREAS, staff recommends the following agencies for funding:

Agency	Measure Y Strategy	Amount	Project Code
Alameda County Health Care Services Agency	OUR KIDS Middle School Model	\$219,514	G421166
Alameda County Interagency Children's Policy Council	Outreach to Sexually Exploited Minors	\$248,640	G421157
Community Initiatives / Restorative Justice for Oakland Youth (RJOY)	Restorative Justice	\$133,200	G421159
California Youth Outreach	JJC Wraparound Services	\$100,000	G421174
California Youth Outreach	Oakland Street Outreach	\$328,600	G421161
Catholic Charities of the East Bay	Crisis Response Support Network	\$310,800	G421153
City and County Neighborhood Initiative	Community Organizing	\$133,200	G421152
City of Oakland Mayor's Office	Public Safety Districts	\$30,000	G421173
City of Oakland Mayor's Office	Reentry Employment	\$119,880	G421155
East Bay Agency for Children (EBAC)	JJC Wraparound Services	\$86,136	G421174
East Bay Asian Youth Center (EBAYC)	JJC Wraparound Services	\$220,000	G421174
Family Violence Law Center	Family Violence Intervention Unit	\$399,600	G421154
Goodwill Industries of the Greater East Bay	Reentry Employment	\$93,240	G421155
Healthy Oakland Communities	Oakland Street Outreach	\$182,000	G421161
<i>*Healthy Oakland Communities</i>	<i>CDBG – Street Outreach</i>	<i>\$42,000</i>	<i>G387310</i>
OUSD	JJC Wraparound Services	\$79,920	G421174
OUSD Alternative Education	Gang Intervention	\$177,600	G421175
OUSD	Second Step Curriculum	\$131,717	G421160
Safe Passages	Mental Health 0-5	\$177,600	G421156
The Mentoring Center	JJC Wraparound Services	\$125,000	G421174
The Mentoring Center	Project Choice	\$111,000	G421165
The Work First Foundation	Reentry Employment	\$310,800	G421155
City of Oakland DHS	Violence Prevention Network Coordinator-Street Outreach	\$133,200	G421169
Volunteers of America Bay Area	Project Choice	\$222,000	G421165
Volunteers of America Bay Area	Reentry Employment	\$222,000	G421155
Youth Alive!	Highland Hospital Intervention	\$85,000	G421172
Youth Employment Partnership	After School Jobs	\$119,880	G421151
Youth Employment Partnership	Reentry Employment	\$222,000	G421155
<i>**Youth Employment Partnership</i>	<i>Summer Jobs</i>	<i>\$95,260</i>	<i>G421162</i>
Youth Radio	After School Jobs	\$65,000	G421151
<i>**Youth Radio</i>	<i>Summer Jobs</i>	<i>\$40,000</i>	<i>G421162</i>
Youth Uprising	JJC Wraparound Services	\$175,000	G421174
Youth Uprising	Oakland Street Outreach	\$133,201	G421161
<i>**Youth Uprising</i>	<i>Summer Jobs</i>	<i>\$42,340</i>	<i>G421162</i>

* Non-Measure Y funding

** Approved by Council on May 3, 2011 and therefore not included in this Resolution. Funds were allocated through a separate RFP process

; and

WHEREAS, Measure Y does not require the City to conduct a competitive process to select Measure Y grant recipients; and

WHEREAS, in FY 2010-11, while the City was awaiting the outcome of Measure BB amending the original Measure Y legislation, grantee agreements were renewed in full; and

WHEREAS, full revenues for Measure Y in FY 10-11 will not be realized since parking tax revenue was not collected during the first six months of FY 2010-11, thus leading to an overall deficit in the fund of \$2.75 million and remaining fund balance will be used to reduce the shortfall to \$1.8 million and at the close of this fiscal year general fund revenue will be used to cover the remainder; and

WHEREAS, the Measure Y Reserve contains \$493,512 from grantees who are unable to meet their deliverables, to be allocated at a later time; and now, therefore, be it

RESOLVED: That these agreements do not provide that goods or services be provided to the municipal corporation, City of Oakland. Rather the agreements are for grants to nonprofit programs that serve the public at large. Therefore these agreements are not professional services contracts as defined by City ordinance, and the competitive request for proposal/qualifications process is not required under City ordinance; and be it

FURTHER RESOLVED: That because there is current litigation challenging the City's authority to award grants to nonprofit programs without a competitive request for proposal/qualifications process, in the event that a court were to find that these agreements are subject to a competitive request for proposal/qualifications process, pursuant to Oakland Municipal Code section 2.04.051.B and findings set forth in the City Administrator's report accompanying this item, the City Council finds and determines that is in the best interests of the City to waive the competitive request for proposal/qualifications process for these agreements and so waives the requirement; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to execute grant agreements with the aforementioned service providers in the amounts specified above for a total not to exceed \$5,348,111 for Fiscal Year 2011-12, for the purpose of funding services to at-risk youth and young adults; and be it

FURTHER RESOLVED: These funds will be available in the Measure Y Fund (2251), DHS Administration Organization (78111), and DHS Measure Y Projects (G421151-57, G421159-61, G421165-66, G421169, G421172-75); and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests and related actions which may be necessary in accordance with its basic purpose and to accept and appropriate additional funds if available from Measure Y; and be it

FURTHER RESOLVED: That said agreements shall be approved as to form and legality by the Office of the City Attorney and placed on file in the Office of the City Clerk.

JUN 7 2011

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

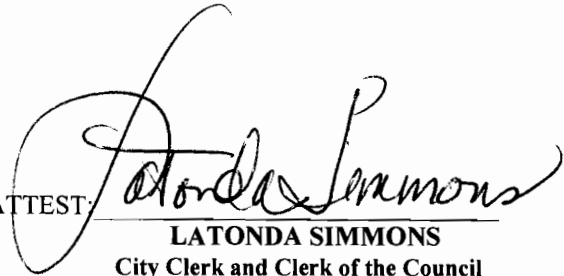
AYES- BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and
PRESIDENT REID - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



LATONDA SIMMONS

City Clerk and Clerk of the Council
of the City of Oakland, California